

2003 DRAFTING REQUEST**Bill**Received: **10/30/2003**Received By: **mglass**Wanted: **As time permits**

Identical to LRB:

For: **Robert Ziegelbauer (608) 266-0315**By/Representing: **Luanne Kostelic**This file may be shown to any legislator: **NO**Drafter: **mglass**

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Subject: **Nat. Res. - nav. waters**

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No specific pre topic given

Topic:

Exemption for commercial boathouses

Instructions:

Companion bill to SB 296

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mglass 10/30/2003	kgilfoy 10/30/2003					S&L
/1			pgreensl 10/30/2003		Inorthro 10/30/2003	Inorthro 10/30/2003	

FE Sent For:

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1?	mglass	1-10/30 KMP	10/30 PS	10/30 Bo		JACKET FOR ASSEMBLY	
FE Sent For:							
				<END>	Self		

Gibson-Glass, Mary

From: Kostelic, Luanne
Sent: Thursday, October 30, 2003 12:58 PM
To: Gibson-Glass, Mary
Subject: SB296 (LRB-3396)

We would like to introduce an Assembly version to SB 296 (relating to the regulation of certain boathouses.) Can you please draft identical language?

Thanks,

Luanne Kostelic

Office of Rep. Bob Ziegelbauer

Staff

Luanne Wavrunek Kostelic
Thomas M. Kelly III

State Capitol

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Visit weekly to answer Rep. Ziegelbauer's

"Question of the Week"

<http://www.bobziegelbauer.com>

In the District

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Home: (920) 684-4362

soon

2003 SENATE BILL 296

October 29, 2003 - Introduced by Senator LEIBHAM, cosponsored by Representative ZIEGELBAUER. Referred to Committee on Environment and Natural Resources.

- 1 AN ACT *to create* 30.121 (3w) of the statutes; **relating to:** the regulation of
2 certain boathouses.

Analysis by the Legislative Reference Bureau

Current law, with some exceptions, imposes a prohibition on placing a boathouse beyond the ordinary high-water mark of a navigable waterway. Under this bill, a person is exempt from this prohibition for a project that involves the construction, repair, or maintenance of a boathouse if the boathouse is used exclusively for commercial purposes; is located on commercially zoned or industrially zoned land, in a brownfield, or in a blighted area; and is located in a commercial harbor or on a tributary of Lake Michigan or Lake Superior. Additionally, if a waterway is being enlarged or connected or if grading of topsoil of a certain amount from the bank of a navigable body of water is involved as part of the project, the person must have been issued any necessary permit by the Department of Natural Resources. Current law defines a "brownfield" to be an industrial or commercial facility, the expansion or redevelopment of which is complicated by environmental contamination.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SENATE BILL 296

SECTION 1. 30.121 (3w) of the statutes is created to read:

30.121 (3w) EXCEPTION; COMMERCIAL BOATHOUSES. Notwithstanding subs. (2) and (3), a person may construct, repair, or maintain a boathouse if all of the following apply:

(a) The boathouse is used exclusively for commercial purposes.

(b) The boathouse is located on land zoned exclusively for commercial or industrial purposes or the boathouse is located on a brownfield, as defined in s. 560.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3) (a).

(c) The boathouse is located within a harbor that is being operated as a commercial enterprise or is located on a river that is a tributary of Lake Michigan or Lake Superior.

(d) The person has been issued any applicable permit that is required under s. 30.19.

(END)